

HOUSE No. 2169

By Miss Garry of Dracut, petition of Colleen M. Garry relative to operating a motor vehicle in an aggressive, malicious or reckless manner. Transportation.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO AGGRESSIVE DRIVING.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 90 of the General Laws, as appearing in the 1996 Offi-
2 cial Edition, is hereby amended by inserting after Section 14B the
3 following new Section:

4 Section 14C. Every person operating a motor vehicle commits
5 the offense of aggressive driving if a police officer observes three
6 or more of the following violations concurrently:

7 (i) Driving in excess of 20 miles per hour over the posted speed
8 limit; (ii) Weaving in and out of traffic; (iii) Failure to grant the
9 right of way; (iv) Switching lanes without signaling;
10 (v) Following too closely at excessive speed; and (vi) Overtaking
11 and passing another vehicle on the right by driving off the pave-
12 ment or main traveled portion of roadway. Whoever violates any
13 provision of this section shall be punished by a fine of not less
14 than two hundred fifty dollars (\$250) nor more than five hundred
15 dollars (\$500). Any person convicted of a second offense of
16 aggressive driving may be required to attend an educational pro-
17 gram approved by the department of motor vehicles designed to
18 improve the safety habits of drivers. Any person convicted of a
19 third offense shall be subjected to a minimum of thirty (30) days
20 suspension of his/her driver's license. Three aggressive driving
21 violations within a two-year period would result in an automatic
22 180 day license suspension.